IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.750 OF 2005

Shankar Gopal Mahadik. ..Applicant.

V/s.

The State of Maharashtra & Anr. ..Respondents.

Mr.A.Ponda, Mr.Puskar Barave & Kamlesh Kharde i/b India Law Alliance for applicant.

Ms.R.H.Pujara, for respondent No.5.

Mr.Y.S.Shinde, APP for State.

CORAM: A.M.KHANWILKAR,J

DATE : NOVEMBER 28, 2005.

P.C. :

1. Heard learned counsel for the petitioner. Argument even if accepted on the basis of affidavit filed before this court by the first informant Shri Laxmikant @ Babu Pawar dated 31st March,2005, however, material placed alongwith the charge-sheet filed by the police after complete investigation would reveal that accused Shankar Mahadik (Petitioner) and complainant had conversation regarding demand of bribe and then accused Mahadik accepted bribe amount. Suffice it to observe that there are two versions given by the complainant. If it is so, it is a case for trial and cannot be adjudicated in the nature of proceedings before this

court for quashing. Hence, no case on merit. No other contention has been raised before me. Dismissed.

2. Counsel for the petitioner submits that petitioner is expecting promotion very shortly and is also likely to be superannuated in about six months time for which reason atleast trial pending before the concerned court be expedited, so that the petitioner will be vindicated before he retires from service. It is not possible to accept this submission . There may be cases similarly situated. This court has no information about number of cases pending before the lower court. The present case is of the year 2003 arising out C.R.no.51 of 2003. In case, no other criminal trial older than the present case is pending, trial court may be well-advised to expedite the hearing and dispose of the case as early as possible.